

Before the Board of Zoning Adjustment, D.C.

PUBLIC HEARING - May 12, 1971

Appeal No. 10782 Louis J. Fitzgerald, appellant.

THE ZONING ADMINISTRATOR OF THE DISTRICT OF COLUMBIA, appellee.

On motion duly made, seconded and carried with Messrs. Scrivener and McIntosh dissenting, the following Order of the Board was entered at the meeting of June 22, 1971.

ORDERED:

That the appeal for permission to establish a private elementary school, grades 1-6, at 1626-40-46-48 Foxhall Road, N. W., lots 18, 819, 821, 825, 837, 841, 842 in Square 1366 be denied.

FINDINGS OF FACT:

1. The subject property is located in an R-1-B district.
2. The property is presently used as residential, located at 1626, 1640, 1646, 1648 Foxhall Road, N. W., lots 18, 819, 821, 823, 825, 837, 841, 842 in Square 1366.
3. The appellant requests permission to establish a private grade school (St. Patrick Episcopal Day School) for elementary grades one through six with maximum limitation of 200 students.
4. The file contains numerous letters requesting the denial of this appeal as well as letters requesting the granting of this appeal.
5. The appellant previously requested permission to establish a private school in Appeal No. 10001, which was denied on April 23, 1969.
6. There was considerable opposition at the public hearing to the granting of this appeal.

Appeal No. 10782

Page 2

Aug 12, 1971

OPINION:

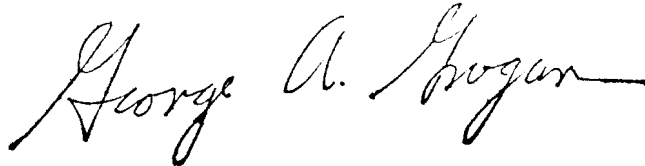
We are of the opinion that appellant has not proven a hardship within the meaning of the variance clause of the Zoning Regulations and that a denial of the requested relief will not result in peculiar and exceptional practical difficulties or undue hardship upon the owner.

Further, we hold that the requested relief can not be granted without substantial detriment to the public good and without substantially impairing the intent, purpose and integrity of the zone plan as embodied in the Zoning Regulations and Map.

BY ORDER OF THE D. C. BOARD OF ZONING ADJUSTMENT

ATTESTED:

By:



GEORGE A. GROGAN
Secretary of the Board